

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
NORTHERN DIVISION**

KHELBY CALMESE, )  
Plaintiff, )  
v. ) No. 2:25-CV-00049 HEA  
MISSOURI DEPT. OF CORRECTIONS, )  
et al., )  
Defendants. )

## **OPINION, MEMORANDUM AND ORDER**

Plaintiff Khelby Calmese, a prisoner incarcerated at Eastern Reception Diagnostic Correctional Center, filed a civil rights action pursuant to 42 U.S.C. § 1983. Plaintiff seeks leave to proceed in forma pauperis, however, he has failed to file a certified copy of his prison account statement for the six-month period immediately preceding the filing of his complaint. 28 U.S.C. § 1915(b). Plaintiff will be required to submit his account statement within thirty (30) days of the date of this Memorandum and Order or pay the full \$405 filing fee in this action. His failure to do so will result in a dismissal of this case, without prejudice.

Accordingly,

**IT IS HEREBY ORDERED** that plaintiff shall either pay the \$405 filing fee or submit a certified copy of his prison account statement for the six-month period immediately preceding the filing of his complaint within thirty (30) days of the date of this Memorandum and Order.

**IT IS FURTHER ORDERED** that if plaintiff fails to comply with this Order, the Court may dismiss this action without prejudice.

Dated this 9<sup>th</sup> day of July, 2025.

*Sam Edward Astley*

HENRY EDWARD AUTREY  
UNITED STATES DISTRICT JUDGE